

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Appellant(s): Girton, et al.

Examiner: Patterson, Marc A.

Serial No.: 10/002,521

Group Art Unit: 1772

Filed: November 1, 2001

Docket: 760-35 CIP/RCE IV

Confirmation No.: 6660

Dated: September 29, 2008

For: NON-EXPANDED POROUS  
POLYTETRAFLUOROETHYLENE  
(PTFE) PRODUCTS AND METHODS  
OF MANUFACTURE

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Dated: September 29, 2008

Signature Barbara Thomas

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Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT**  
**APPEAL BRIEF PURSUANT TO 37 C.F.R. §41.37**

Sir:

This paper is being filed in response to a Notification of Non-Compliant Appeal Brief Pursuant to 37 C.F.R. §41.37 dated September 23, 2008 in the above-identified application, a response to which is due October 23, 2008.

Appellant: Girton et al.  
Application No.: 10/002,521  
Response to Notification of Non-Complaint Appeal Brief dated September 29, 2008  
Docket No.: 760-35 CIP/RCE IV  
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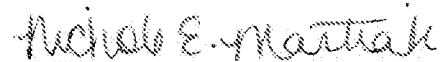
**REMARKS**

Appellants have been notified that the Appeal Brief filed on September 10, 2008 fails to comply with 37 C.F.R. §41.37. More specifically, the Notification of Non-Compliant Appeal Brief indicates that the Appeal Brief did not contain a statement of the status of all claims filed in the application. In particular, the Appeal Brief did not indicate that claims 1, 5-10, 17-20 and 25-26 have been cancelled and that claims 4, 11-16 and 23 are presently withdrawn and not on appeal.

In response to this Notification of Non-Compliant Appeal Brief, Appellants submit herewith an amended Appeal Brief, which contains a statement of the status of all claims filed in the application. Entry of this Appeal Brief is respectfully requested.

It is submitted that no additional fee is occasioned by this response. However, if any fees are required in connection with this Appeal, please charge any such additional fees to Deposit Account No. 08-2461.

Respectfully submitted,



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